

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 3, 2003

IN RE:

**APPLICATION OF BMW PAYPHONES
FOR AUTHORITY TO PROVIDE
COCOT SERVICES IN TENNESSEE**

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**DOCKET NO.
98-00563**

Company ID: 128213

**ORDER REVOKING AUTHORITY TO PROVIDE COCOT
SERVICES IN TENNESSEE FOR NONPAYMENT OF FEES**

This matter came before Director Pat Miller, Director Sara Kyle and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on September 8, 2003, to cancel the authority of BMW Payphones (the "Company") to offer Customer Owned Coin or Coinless Operated Telephone ("COCOT") service in Tennessee due to non-payment of fees.

The Company originally filed its Application to provide COCOT service within the State of Tennessee on August 14, 1998. During a regularly scheduled Authority Conference held on September 1, 1998, the Directors found that the Company had met all the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.43 through 1220-4-2-.45 to provide COCOT service in Tennessee.

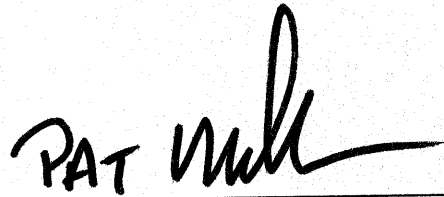
Pursuant to Tenn. Code Ann. § 65-4-301, every owner or operator of a public pay telephone shall submit to the TRA an annual inspection and supervision fee for each

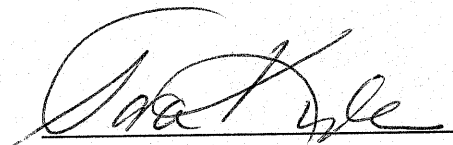
service location on or before July 1 of each year. A notice advising the Company of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-301 was mailed on July 15, 2003. The Company failed to respond. As a result of this failure, this matter was placed on the September 8, 2003 Authority Conference for the voting panel assigned to this docket to consider revocation of the Company's authority to provide COCOT service due to non-payment of fees.

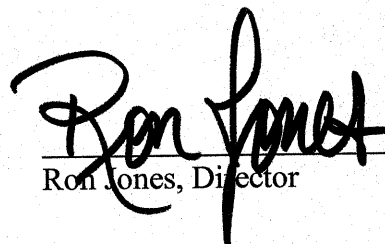
Based upon careful consideration of the record of this matter, the panel voted unanimously to revoke the authority of BMW Payphones to provide COCOT service in Tennessee.

IT IS THEREFORE ORDERED THAT:

As a result of the non-payment of fees, the authority granted to BMW Payphones to provide COCOT service within the state of Tennessee is revoked, and this docket is closed.


Pat Miller, Director


Sara Kyle, Director


Ron Jones, Director